

## AMS/FAST CHANGE REQUEST (CR) COVERSHEET

**Change Request Number:** 22-08

**Date Received:** July 22, 2021

**Title:** AMS Clauses and Prescriptions - Change 108

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**Initiator Name:** Tim Eckert

**Initiator Organization Name / Routing Code:** Procurement Policy Branch, AAP-110

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**Policy and Guidance:** (check all that apply)

- |   |  |
|---|--|
| <input type="checkbox"/> Policy                 | <input type="checkbox"/> Procurement Tools and Resources     |
| <input type="checkbox"/> Guidance               | <input type="checkbox"/> Real Property Templates and Samples |
| <input type="checkbox"/> Procurement Samples    | <input checked="" type="checkbox"/> Procurement Clauses      |
| <input type="checkbox"/> Procurement Templates  | <input type="checkbox"/> Real Property Clauses               |
| <input type="checkbox"/> Procurement Forms      | <input type="checkbox"/> Other Tools and Resources           |
| <input type="checkbox"/> Procurement Checklists |  |

### Summary of Change:

Revised clauses and clause alternates:

3.2.2.2-7 Certification Regarding Responsibility Matters  
3.2.2.3-71 Commencement, Prosecution, and Completion of Work  
3.2.2.3-71 Commencement, Prosecution, and Completion of Work (Alternate I)  
3.3.1-5 Payments under Time-and-Materials and Labor-Hour Contracts  
3.3.1-33 System for Award Management  
3.6.1-8 Notification of Competition Limited to Eligible 8(a) Certified SDB Concerns  
3.6.1-19 Notice of Set-Aside for Women-Owned Small Business Concerns Eligible Under the Women-Owned Small Business Program  
3.6.1-20 Notice of Set-Aside for Economically Disadvantaged Women-Owned Small Business Concerns Eligible Under the Women-Owned Small Business Program  
3.10.9-1 First Article Approval - Contractor Testing  
3.10.9-1 First Article Approval - Contractor Testing (Alternate I)  
3.10.9-1 First Article Approval - Contractor Testing (Alternate II)  
3.10.9-2 First Article Approval - Government Testing  
3.10.9-2 First Article Approval - Government Testing (Alternate I)

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3.10.9-2 First Article Approval - Government Testing (Alternate II)  
3.14-4 Access to FAA Facilities, Systems, Government Property, and Sensitive Unclassified Information  
3.14-5 Sensitive Unclassified Information (SUI)

New clauses:

3.5-24 Unlimited Rights in Data - Architect-Engineer Contracts  
3.6.1-21 Notice of Small Disadvantaged Business Set-Aside

Deleted Clause Alternate:

3.3.1-5 Payments under Time-and-Materials and Labor-Hour Contracts (Alternate III)

**Reason for Change:**

1, The following clause and clause Alternate were revised to correct the prescription of the Alternate and to make the language of both consistent with the rest of the Government:

3.2.2.3-71 Commencement, Prosecution, and Completion of Work  
3.2.2.3-71 Commencement, Prosecution, and Completion of Work (Alternate I)

2. The following clause was revised to add language specifying that the FAA will only pay for labor hours performed by personnel that meets the minimum qualifications specified in the contract and clarify language regarding subcontractor labor:

3.3.1-5 Payments under Time-and-Materials and Labor-Hour Contracts

3. The following clause Alternate was deleted because changes to the basic clause make the Alternate unnecessary:

3.3.1-5 Payments under Time-and-Materials and Labor Hour Contracts (Alternate III)

4. The following clauses were administratively updated to update a URL:

3.2.2.2-7 Certification Regarding Responsibility Matters  
3.3.1-33 System for Award Management

5. The following clause was added to address data rights under architect-engineer contracts:

3.5-24 Unlimited Rights in Data - Architect-Engineer Contracts

6. The following clauses were revised to clarify certification requirements

3.6.1-8 Notification of Competition Limited to Eligible 8(a) Certified SDB Concerns  
3.6.1-19 Notice of Set-Aside for Women-Owned Small Business Concerns Eligible Under the Women-Owned Small Business Program

3.6.1-20 Notice of Set-Aside for Economically Disadvantaged Women-Owned Small Business Concerns Eligible Under the Women-Owned Small Business Program

7. The following clause was added to provide for specific set-aside requirements for Small Disadvantaged Businesses:

3.6.1-21 Notice of Small Disadvantaged Business Set-Aside

8. The prescriptions of the following clauses and clause alternates were revised to clarify that they also apply to cost-reimbursement contracts:

3.10.9-1 First Article Approval - Contractor Testing

3.10.9-1 First Article Approval - Contractor Testing (Alternate I)

3.10.9-1 First Article Approval - Contractor Testing (Alternate II)

3.10.9-2 First Article Approval - Government Testing

3.10.9-2 First Article Approval - Government Testing (Alternate I)

3.10.9-2 First Article Approval - Government Testing (Alternate II)

9. The following clause was revised to change the reference to the FAA Contractor Employee Off-Boarding Checklist to the FAA Contractor Employee Off-Boarding Form consistent with revisions to the Form:

3.14-4 Access to FAA Facilities, Systems, Government Property, and Sensitive Unclassified Information

10. The following clause was revised to change references to FedBizOpps to SAM.gov consistent with CR 21-52A:

3.14-5 Sensitive Unclassified Information (SUI)

**Development, Review, and Concurrence:**

AAP-500/AAP-20/AXP-600/AAP-110/AGC-500/ACQ

**Target Audience:** Program Office and contracting personnel

**Briefing Planned:** No.

**ASAG Responsibilities:** None.

**Section / Text Location:** Applications - Contracts Clauses

**The redline version must be a comparison with the current published FAST version.**

☒ I confirm I used the latest published version to create this change / redline

**or**

☐ This is new content

**Links:** <https://fast.faa.gov/contractclauses.cfm>

**Attachments:** Redline and final documents.

**Other Files:** N/A.